

REMARKS

This is intended as a full and complete response to the Restriction Requirement dated August 28, 2008, having a shortened statutory period for response set to expire on September 28, 2008. Please reconsider the claims pending in the application for reasons discussed below.

Claims 1-74 are pending in the application. Claims 1-37 and 46-74 remain pending following entry of this response. Claims 38-45 have been cancelled. Claims 1-37, 46-60 and 64-74 have been amended in the preambles. Applicants submit that the amendments do not introduce new matter.

ELECTION / RESTRICTIONS

Claims 1-72 stand restricted under 35 U.S.C. 121 as follows:

- | | |
|-----------|---|
| Group I | Claims 1-37, 46-72, drawn to performing a data access operation and providing model that describes fee schedule/total cost involved in the data access operations, classified in class 705, subclass 400. |
| Group II | Claims 38-42 and 44-45, drawn to calculating cost for constructing abstract queries and converting the abstract queries into physical queries related to selective data access operations, classified in class 705, subclass 400. |
| Group III | Claim 43, drawn to calculating cost for modification of accessed data, classified in class 705, subclass 400. |

Applicants elect, without traverse, the claims of Group I (claims 1-37 and 46-72) for examination. Although the Examiner did not group claims 73 and 74 into any of the groups above, Applicants respectfully submit that claims 73 and 74 should be examined along with the claims of Group I since claims 73 and 74 depend from claim 72 in Group I.

Having addressed all issues set out in the Restriction Requirement, Applicants respectfully submit that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted, and
S-signed pursuant to 37 CFR 1.4,

/Gero G. McClellan, Reg. No. 44,227/

Gero G. McClellan
Registration No. 44,227
PATTERSON & SHERIDAN, L.L.P.
3040 Post Oak Blvd. Suite 1500
Houston, TX 77056
Telephone: (713) 623-4844
Facsimile: (713) 623-4846
Attorney for Applicants